

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

NATIONAL LABOR RELATIONS BOARD

Applicant,

v.

MAURICE SMOTHERS

Respondent.

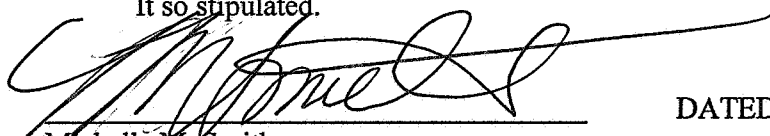
Case No.: CV-07-80171 – MISC.

STIPULATION TO CONTINUE  
HEARING

Applicant, National Labor Relations Board (the Board), and Respondent, Maurice Smothers, all parties to the above-entitled proceeding, hereby stipulate that the hearing set to be heard before Magistrate Judge Wayne D. Brazil on August 1, 2007 at 1:30 p.m. on an Order to Show Cause issued on June 29, 2007, be continued to August 29, 2007 at 3 p.m.

Respondent has not filed an answer or opposed Petitioner's Application for an order requiring Respondent to appear before the Board. In an attempt to resolve these matters, Respondent has advised Petitioner that he will now comply with Petitioner's subpoena ad testificandum, and has scheduled to provide testimony to the Board on <sup>July</sup> August 31, 2007. Immediately following that testimony, the parties will advise the Court as to whether the hearing on August 29, 2007 will be necessary.

It so stipulated.



Michelle M. Smith  
ATTORNEY FOR APPLICANT

DATED: 7/20/07



Gregg J. Tuock  
ATTORNEY FOR RESPONDENT

DATED: 7/20/07

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 7/20/2007

  
Wayne D. Brazil  
United States Magistrate Judge